

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

)	
Winmark Corporation,)	
)	
Plaintiff-Counterdefendant,)	Civil Action No. 05-CV-00953 (MJD/SRN)
)	
v.)	
)	
Winmark Equipment Finance, LLC,)	
)	
Defendant-Counterclaimant.)	
)	
)	

ORDER

On consideration of the parties' Stipulation of Dismissal, which is herein incorporated by reference,

IT IS HEREBY ORDERED:

1. The Complaint and Counterclaims in this action are dismissed without prejudice;
and
2. Each party is to bear its own costs and attorney's fees.

Dated: February 8, 2006

s / Michael J. Davis
The Honorable Michael J. Davis
United States District Judge
District of Minnesota